

Revetment Block and Mat  
Serial No.: 10/068,324  
Atty. Docket #: ZL855-02001

### REMARKS

Reconsideration of the pending application is respectfully requested. Claims 1-15 and 17-39 remain in the present application. Claim 16 has been cancelled. On July 16, 2004, Applicant's attorney and the Examiner conducted a telephone interview concerning the above referenced case. Applicant's attorney and the Examiner tentatively agreed on the language amended herein to overcome the art of record and art found in an Examiner's search during the interview.

#### 35 U.S.C. § 102 Rejection of Claims 1-3, 17-20, 25, 26, 34, 35, and 37-39

The Examiner has rejected claims 1-3, 17-20, 25, 26, 34, 35, and 37-39 under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 4,813,812, issued to Hasegawa *et al.* Applicant's attorney has amended the independent claims rendering this ground of rejection moot.

Based on the previously mentioned telephone interview, Applicant's attorney has amended the currently pending independent claims and believes said amendments overcome the Examiner's rejection, as discussed and agreed by the Examiner. Applicant's attorney thus asserts that Claims 1-3, 17-20, 25, 26, 34, 35, and 37-39 are in condition for allowance. Applicant's attorney respectfully requests this ground of rejection withdrawn.

#### 35 U.S.C. § 103(a) Rejection of Claims 4-16, 21-24, 27-33, and 36

The Examiner has rejected Claims 4-16, 21-24, 27-33 and 36 under 35 U.S.C. § 103(a) as being unpatentable over Hasegawa *et al.* in view of U.S. Patent No. 4,370,075 issued to Scales (the '075 patent). Applicant's attorney has amended the independent claims of the pending

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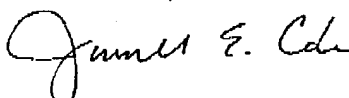
application and believes this ground of rejection to be moot.

Applicant's attorney has amended the independent claims of the pending application with language agreed upon during the above referenced phone interview. Claim 16 has been cancelled in this office action response. Thus Applicant's attorney asserts that Claims 4-15, 21-24, 27-33, and 36 are presently in condition for allowance and respectfully requests the Examiner to remove this ground of rejection.

Conclusion

Applicant urges that the instant application is in condition for allowance. However, if the Examiner believes there are other unresolved issues in this case, Applicant's attorney of record would appreciate a collect call at (502) 584-1135 to discuss such remaining issues.

Respectfully submitted,



Dated: July 19, 2004

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